

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address PETER C. ANDERSON UNITED STATES TRUSTEE JILL M. STURTEVANT, State Bar No. 089395 ASSISTANT UNITED STATES TRUSTEE KENNETH G. LAU, State Bar No. 155314 TRIAL ATTORNEY OFFICE OF THE UNITED STATES TRUSTEE 915 Wilshire Boulevard, Suite 1850 Los Angeles, California 90017 (213) 894-4480 telephone (213) 894-2603 facsimile Kenneth.G.Lau@usdoj.gov <input type="checkbox"/> Individual appearing without attorney <input checked="" type="checkbox"/> Attorney for: Plaintiff United States Trustee	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION</b>	
In re: Beverly Monique Murray-Calcote,   <div style="text-align: right;">Debtor(s).</div>	CASE NO.: 2:17-bk-11972 RK  ADVERSARY NO.: 2:17-ap-01487 RK  CHAPTER: 7
United States Trustee for the Central District of California, Region 16,   <div style="text-align: right;">Plaintiff(s).</div> <div style="text-align: center;">vs.</div> Beverly Monique Murray-Calcote,   <div style="text-align: right;">Defendant(s).</div>	<div style="text-align: center;"> <b>JOINT STATUS REPORT [LBR 7016-1(a)(2)]</b> </div> <div style="margin-top: 10px;">             DATE: 11/28/2017              TIME: 1:30 p.m.              COURTROOM: 1675              ADDRESS: 255 E. Temple Street, Los Angeles, CA 90012           </div>

The parties submit the following JOINT STATUS REPORT in accordance with LBR 7016-1(a)(2):

**A. PLEADINGS/SERVICE:**

- |   |   |  |
|---|---|--|
| 1. Have all parties been served with the complaint/counterclaim/cross-claim, etc. (Claims Documents)? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |
| 2. Have all parties filed and served answers to the Claims Documents?                                 | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |
| 3. Have all motions addressed to the Claims Documents been resolved?                                  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| 4. Have counsel met and conferred in compliance with LBR 7026-1?                                      | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |

This form is mandatory. It has been approved for use in the United States Bankruptcy Court for the Central District of California.

5. If your answer to any of the four preceding questions is anything other than an unqualified "YES," please explain below (*or on attached page*):
- The parties, through counsel, are continuing to meet and confer regarding the issues involved and beginning the exchange of available documents, but also to attempt to resolve the pending adversary without the need for further formal litigation of the underlying issues contested between the U.S. Trustee and the individual Debtor/ Defendant here.

**B. READINESS FOR TRIAL:**

1. When will you be ready for trial in this case?
- | <u>Plaintiff</u> | <u>Defendant</u> |
|------------------|------------------|
| June 2018        | June 2018        |
2. If your answer to the above is more than 4 months after the summons issued in this case, give reasons for further delay.
- | <u>Plaintiff</u>  | <u>Defendant</u>                  |
|---|-----------------------------------|
| Discovery will include depositions of Defendant, her non-filing spouse, multiple 3rd parties involved with Bobbye J. Rives Trust and Defendant's businesses | No discovery planned at this time |
3. When do you expect to complete your discovery efforts?
- | <u>Plaintiff</u> | <u>Defendant</u> |
|------------------|------------------|
| May 2018         | N/A              |
4. What additional discovery do you require to prepare for trial?
- | <u>Plaintiff</u>   | <u>Defendant</u>  |
|--|-------------------|
| Full completion of document production previously requested, related interrogatories and admissions; and depositions of persons involved and identified in other discovery | None at this time |

**C. TRIAL TIME:**

1. What is your estimate of the time required to present your side of the case at trial (*including rebuttal stage if applicable*)?
- | <u>Plaintiff</u> | <u>Defendant</u> |
|------------------|------------------|
| 2 days           | 1 Day            |
2. How many witnesses do you intend to call at trial (*including opposing parties*)?
- | <u>Plaintiff</u> | <u>Defendant</u> |
|------------------|------------------|
| 4-10             | 2-4              |

3. How many exhibits do you anticipate using at trial?

Plaintiff  
50-100

Defendant  
20

**D. PRETRIAL CONFERENCE:**

A pretrial conference is usually conducted between a week to a month before trial, at which time a pretrial order will be signed by the court. [See LBR 7016-1.] If you believe that a pre-trial conference is not necessary or appropriate in this case, please so note below, stating your reasons:

Plaintiff  
Pretrial conference ☒ is ☐ is not requested  
Reasons:

Defendant  
Pretrial conference ☒ is ☐ is not requested  
Reasons:

Plaintiff  
Pretrial conference should be set after:  
(date) 05/16/2018

Defendant  
Pretrial conference should be set after:  
(date) 05/16/2018

**E. SETTLEMENT:**

1. What is the status of settlement efforts?

Parties, through counsel, are actively discussing potential full resolution of the adversary action.

2. Has this dispute been formally mediated? ☐ Yes ☒ No  
If so, when?

3. Do you want this matter sent to mediation at this time?

Plaintiff  
☐ Yes ☒ No

Defendant  
☐ Yes ☒ No

**F. FINAL JUDGMENT/ORDER:**

Any party who contests the bankruptcy court's authority to enter a final judgment and/or order in this adversary proceeding must raise its objection below. Failure to select either box below may be deemed consent.

Plaintiff

☒ I do consent

☐ I do not consent

to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

Defendant

☒ I do consent

☐ I do not consent

to the bankruptcy court's entry of a final judgment and/or order in this adversary proceeding.

**G. ADDITIONAL COMMENTS/RECOMMENDATIONS RE TRIAL:** (Use additional page if necessary)

Respectfully submitted,

Date:

11/27/2017

United States Trustee, Central District of California

Printed name of law firm

Signature

Kenneth G. Lau

Printed name

Attorney for: Plaintiff United States Trustee

Date: 11/21/2017

OAK TREE LAW

Printed name of law firm

Signature

LARRY FIESELMAN

Printed name

Attorney for: Defendant

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

**Office of the U.S. Trustee, 915 Wilshire Boulevard, Suite 1850, Los Angeles, California 90017-3560**

A true and correct copy of the foregoing document entitled (*specify*):

### Joint Status Report Pursuant to LBR 7016-1

will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) 11/27/17, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

### SEE ATTACHED SERVICE LIST (IF APPLICABLE)

☒ Service information continued on attached page

2. **SERVED BY UNITED STATES MAIL:** On (date) 11/27/17, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

### SEE ATTACHED SERVICE LIST (IF APPLICABLE)

☒ Service information continued on attached page

3. **SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) 11/27/17, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

### SEE ATTACHED SERVICE LIST (IF APPLICABLE)

☒ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

11/27/17  
Date

Lawrence Pleasant  
Print Name

/s/ Lawrence Pleasant  
Signature

**ADDITIONAL SERVICE INFORMATION**

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")**

<b><u>Name</u></b>	<b><u>Capacity</u></b>	<b><u>Email Address</u></b>
Kenneth G. Lau	U.S. Trustee Trial Attorney	Kenneth.G.Lau@usdoj.gov
Julie J Villalobos/ Larry Fieselma	Debtor's Counsel	julie@oaktreelaw.com, oakecfmail@gmail.com; r51108@notify.bestcase.com
United States Trustee (LA)		ustpregion16.la.ecf@usdoj.gov

***SEE NEF FOR CONFIRMATION OF ELECTRONIC TRANSMISSION TO THE U.S. TRUSTEE AND ANY TRUSTEE IN THIS CASE, AND TO ANY ATTORNEYS WHO RECEIVE SERVICE BY NEF.***

2. **SERVED BY U.S. MAIL**

**Debtor:**

Beverly Monique Murray-Calcode  
3166 West Ave M-2  
Lancaster CA 93536

3. **SERVED BY (state method for each person served):**

**FEDERAL EXPRESS OVERNIGHT MAIL**

Judge's Copy

The Honorable Robert Kwan  
U.S. Bankruptcy Court  
255 E. Temple Street, Room 940  
Los Angeles, CA 90012  
Attn: Mail Room Clerk-Judges Copies

**PERSONAL DELIVERY, FACSIMILE OR EMAIL**

Not Applicable